

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ADAM EUGENE MARTIN,

Plaintiffs,

v.

WARDEN MARTINEZ,

Respondent.

No. 3:11-CV-837


(JUDGE CAPUTO)

(MAGISTRATE JUDGE MANNION)

**ORDER**

**NOW** this 20<sup>th</sup> day of October, 2011, upon review of Magistrate Judge Mannion's Report and Recommendation (Doc. 11) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 11) is **ADOPTED**.
- (2) Plaintiff's *in forma pauperis* motion is **GRANTED** (Doc. 2).
- (3) The petition for writ of habeas corpus is **DISMISSED**.
- (4) The Clerk of Court is directed to mark the case as **CLOSED**.

  
A. Richard Caputo  
United States District Judge